

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Arienzo, Gerald V.)	
)	
Filed: December 8, 2003)	Group Art Unit: 1797
)	
Serial No.: 10/730,220)	Confirmation No. 4639
)	
For: Animal Scent Lure and Delivery)	Examiner: MOSS, Keri A.
System)	
)	

Mail Stop – AMENDMENT (IDS)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

May 7, 2008

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
IN RESPONSE TO OFFICE ACTION DATED OCTOBER 4, 2007

Sir:

Applicant in the above-styled patent application submits herewith a *corrected* Information Disclosure Statement and PTO/SB08(a), (hereinafter “IDS”), replacing the previously filed IDS dated March 5, 2004, in which the Applicant erred in its identification of the present application’s serial number and Applicant’s name, but properly listed the cited references, and hereby respectfully requests the Examiner to consider the previously cited references and make the same of record. Please consider the following Remarks.

CERTIFICATE OF ELECTRONIC FILING

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office Private PAIR/EFS addressed to: Mail Stop Amendment, Commissioner For Patents, P O Box 1450, Alexandria, Virginia 22313-1450 on April 4, 2008:

Barry E. Kaplan, Esq.
Name of Person Mailing

/Barry E. Kaplan, Esq./
Signature

May 7, 2008
Date

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REMARKS

Applicant in the above-styled patent application timely submitted an Information Disclosure Statement (hereinafter IDS) on March 5, 2004, in accordance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609, citing references for consideration in the examination of said patent application. However, Applicant mistakenly, and without malintent, identified the wrong Applicant and serial number on the corresponding PTO Form SB/08a, but properly listed the cited references thereupon.

Examiner, upon consideration of the IDS, determined that the cited references did not correspond to the serial number identified on the PTO Form SB/08(a) as well as a number of other inaccuracies and therefore, the IDS failed to comply with the requirements outlined in the aforementioned Patent statutes. Examiner rejected the IDS in an Office Action dated October 4, 2008, and placed the IDS in the application file as a matter of record.

In order to be in complete compliance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609, Applicant believes that the previously cited references in the rejected IDS must be considered for the continued examination of said application and made of record. Accordingly, Applicant submits herewith a *corrected* Information Disclosure Statement and PTO/SB08(a), in compliance with 37 C.F.R. §§ 1.56, 1.97, and 1.98, and the Manual of Patent Examining Procedures § 609, citing the previously submitted references and hereby respectfully requests the Examiner to consider the same. Copies of the references are not included.

If for any reason the Examiner continues to consider this disclosure noncompliant, it is respectfully requested that the undersigned be contacted so that any further deficiencies can be remedied.

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This disclosure statement should not be construed as a representation that a search has been made or that no other material information, as defined in 37 C.F.R. § 1.56(a), exists.

These documents are not necessarily analogous art.

It is respectfully requested that the Examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08A with initials or other appropriate marks.

Lastly, in that the initial IDS was timely filed with the relevant references listed thereupon, Applicant believes no fees are due at this time; however, if the Commissioner of Patents determines that fees are due, the Commissioner is authorized to charge only the deficient fees to USPTO Deposit Account No. 50-4428.

Respectfully submitted this 7th day of May, 2008.

Sincerely,

/Barry E. Kaplan, Esq./
Barry E. Kaplan, Esq.
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